

Franchise Review and Concession Public Hearing
February 6, 2017

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PUBLIC MEETING
FRANCHISE and CONCESSION REVIEW MEETING
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2 Lafayette Street
14th Floor
New York, New York

Monday, February 6, 2017
2:08 p.m.

- APPEARANCES:
- Mayor: Peter Hatch
 - Clerk: Stephanie Ruiz
 - Corporation Counsel: Sharon Cantor
 - Office of Management and Budget: Yvonne Quintian
 - Department of Parks and Recreation:
Phillip Abramson
 - Comptroller: Richard Friedman
 - Borough President of Brooklyn: Andrew Gounardes
 - Borough President of Manhattan: James Caras
 - Borough President of Queens: Jasmine Narang
 - Borough President of Staten Island: Lashay Young

Franchise Review and Concession Public Hearing
February 6, 2017

2

1 Proceedings

2 THE CHAIRPERSON: Good afternoon.

3 The public hearing will come to order.

4 Will the Clerk please call the
5 roll?

6 THE CLERK: Mayor?

7 THE CHAIRPERSON: Here.

8 THE CLERK: Office of the Mayor?

9 (No response.)

10 THE CLERK: Comptroller?

11 THE COMPTROLLER: Here.

12 THE CLERK: Corporation Counsel?

13 CORPORATION COUNSEL: Here.

14 THE CLERK: Office of Management
15 and Budget?

16 OFFICE OF MANAGEMENT AND BUDGET:
17 Here.

18 THE CLERK: President, Borough of
19 the Bronx?

20 (No response.)

21 THE CLERK: President, Borough of
22 Brooklyn?

23 BROOKLYN BOROUGH PRESIDENT:
24 Present.

25 THE CLERK: President, Borough of

Franchise Review and Concession Public Hearing
February 6, 2017

3

1 Proceedings

2 Manhattan?

3 MANHATTAN BOROUGH PRESIDENT:

4 Here.

5 THE CLERK: President, Borough of

6 Queens?

7 QUEENS BOROUGH PRESIDENT: Here.

8 THE CLERK: President, Borough of

9 Staten Island?

10 STATEN ISLAND BOROUGH PRESIDENT:

11 Here.

12 THE CHAIRPERSON: Welcome to this

13 public hearing of the Franchise and

14 Concession Review Committee. The hearing

15 being conducted today has been publicly

16 advertised in accordance with the New York

17 City Charter and Concession Rules of the

18 City of New York.

19 We want to be sure that anyone

20 desiring to be heard has an opportunity to

21 do so. All persons wishing to speak must

22 fill out a request slip, which may be

23 obtained from the clerk. Each speaker will

24 be allotted approximately three minutes.

25 When you testify, please state your name

Franchise Review and Concession Public Hearing
February 6, 2017

4

1 Proceedings

2 and affiliation, if any.

3 You may also submit written
4 testimony to the clerk which will be made
5 part of the record. Any written
6 submissions must be given to the clerk
7 before the close of the public hearing.

8 Will the clerk please call the
9 first calendar item.

10 THE CLERK: New York City
11 Department of Parks and Recreation,
12 Calendar Item No. 1: In the matter of the
13 intent to seek Franchise and Concession
14 Review Committee approval to utilize a
15 different procedure, pursuant to Section
16 1-16 of the Concession Rules of the City of
17 New York, to authorize the New York City
18 Department of Parks and Recreation to enter
19 into a Sole Source License Agreement with
20 the Prospect Park Alliance, Inc. for the
21 operation of various food concessions,
22 special events, short-term facility
23 agreements and catering services at
24 Prospect Park, Brooklyn.

25 THE CHAIRPERSON: Does anyone

Franchise Review and Concession Public Hearing
February 6, 2017

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Proceedings

wish to testify?

(No response.)

THE CHAIRPERSON: If no one wishes to speak, that concludes today's hearing. We ask that the reporter make the entire public hearing agenda, which was made publicly available and distributed at this hearing, part of the final record of the proceeding. The hearing is now closed. Thank you.

(Time noted: 2:10 p.m.)

**Franchise Review and Concession Public Hearing
February 6, 2017**

A	desiring (1) 3:20 different (1) 4:15 distributed (1) 5:8	Management (3) 1:17 2:14,16 Manhattan (3) 1:22 3:2,3 marriage (1) 6:14 matter (3) 4:12 6:10,15 Mayor (3) 1:14 2:6,8 MEETING (2) 1:2,3 minutes (1) 3:24 Monday (1) 1:8
Abramson (1) 1:19 action (1) 6:13 advertised (1) 3:16 affiliation (1) 4:2 afternoon (1) 2:2 agenda (1) 5:7 Agreement (1) 4:19 agreements (1) 4:23 Alliance (1) 4:20 allotted (1) 3:24 Andrew (1) 1:21 APPEARANCES (1) 1:13 approval (1) 4:14 approximately (1) 3:24 authorize (1) 4:17 available (1) 5:8	E	
B	E (2) 6:2,2 enter (1) 4:18 entire (1) 5:7 events (1) 4:22	
blood (1) 6:13 Borough (13) 1:21,22,23,24 2:18 2:21,23,25 3:3,5,7,8,10 Bronx (1) 2:19 Brooklyn (4) 1:21 2:22,23 4:24 Budget (3) 1:17 2:15,16	F	N
C	F (1) 6:2 facility (1) 4:22 February (2) 1:8 6:17 fill (1) 3:22 final (1) 5:9 first (1) 4:9 Floor (1) 1:6 food (1) 4:21 Franchise (3) 1:3 3:13 4:13 Friedman (1) 1:20 further (1) 6:12	name (1) 3:25 Narang (1) 1:23 New (9) 1:7,7 3:16,18 4:10,17,17 6:4,8 Notary (1) 6:7 noted (1) 5:12
C (2) 6:2,2 calendar (2) 4:9,12 call (2) 2:4 4:8 Cantor (1) 1:16 Caras (1) 1:22 catering (1) 4:23 certify (2) 6:8,12 CHAIRPERSON (5) 2:2,7 3:12 4:25 5:4 Charter (1) 3:17 City (5) 3:17,18 4:10,16,17 clerk (17) 1:15 2:4,6,8,10,12,14,18 2:21,25 3:5,8,23 4:4,6,8,10 close (1) 4:7 closed (1) 5:11 come (1) 2:3 Committee (2) 3:14 4:14 Comptroller (3) 1:20 2:10,11 Concession (5) 1:3 3:14,17 4:13 4:16 concessions (1) 4:21 concludes (1) 5:5 conducted (1) 3:15 Corporation (3) 1:16 2:12,13 Counsel (3) 1:16 2:12,13 COUNTY (1) 6:5	G	O
D	GARCIA (2) 6:7,19 given (1) 4:6 Good (1) 2:2 Gounardes (1) 1:21	obtained (1) 3:23 Office (4) 1:17 2:8,14,16 operation (1) 4:21 opportunity (1) 3:20 order (1) 2:3 outcome (1) 6:15
day (1) 6:17 Department (3) 1:18 4:11,18	H	P
	hand (1) 6:17 Hatch (1) 1:14 heard (1) 3:20 hearing (8) 2:3 3:13,14 4:7 5:6,7,9 5:10 hereunto (1) 6:16	p.m (2) 1:8 5:12 Park (2) 4:20,24 Parks (3) 1:18 4:11,18 part (2) 4:5 5:9 parties (1) 6:13 persons (1) 3:21 Peter (1) 1:14 Phillip (1) 1:19 please (3) 2:4 3:25 4:8 Present (1) 2:24 President (13) 1:21,22,23,24 2:18 2:21,23,25 3:3,5,7,8,10 procedure (1) 4:15 proceeding (1) 5:10 proceedings (6) 2:1 3:1 4:1 5:1 6:9 6:11 Prospect (2) 4:20,24 public (6) 1:2 2:3 3:13 4:7 5:7 6:7 publicly (2) 3:15 5:8 pursuant (1) 4:15
	I	Q
	intent (1) 4:13 interested (1) 6:14 Island (3) 1:24 3:9,10 item (2) 4:9,12	Queens (3) 1:23 3:6,7 Quintian (1) 1:17
	J	R
	James (1) 1:22 Jasmine (1) 1:23 JOANNA (2) 6:7,19	R (1) 6:2 record (3) 4:5 5:9 6:11 Recreation (3) 1:18 4:11,18 related (1) 6:12 reported (1) 6:9
	K	
	KINGS (1) 6:5	
	L	
	Lafayette (1) 1:6 Lashay (1) 1:24 License (1) 4:19	
	M	

**Franchise Review and Concession Public Hearing
February 6, 2017**

<p>reporter (1) 5:6 request (1) 3:22 response (3) 2:9,20 5:3 Review (3) 1:3 3:14 4:14 Richard (1) 1:20 roll (1) 2:5 Ruiz (1) 1:15 Rules (2) 3:17 4:16</p> <hr/> <p style="text-align: center;">S</p> <hr/> <p>Section (1) 4:15 seek (1) 4:13 services (1) 4:23 set (1) 6:16 Sharon (1) 1:16 short-term (1) 4:22 slip (1) 3:22 Sole (1) 4:19 Source (1) 4:19 speak (2) 3:21 5:5 speaker (1) 3:23 special (1) 4:22 ss (1) 6:4 state (3) 3:25 6:4,8 Staten (3) 1:24 3:9,10 Stephanie (1) 1:15 Street (1) 1:6 submissions (1) 4:6 submit (1) 4:3 sure (1) 3:19</p> <hr/> <p style="text-align: center;">T</p> <hr/> <p>T (2) 6:2,2 testify (2) 3:25 5:2 testimony (1) 4:4 Thank (1) 5:11 three (1) 3:24 Time (1) 5:12 today (1) 3:15 today's (1) 5:5 transcript (1) 6:11 true (1) 6:11</p> <hr/> <p style="text-align: center;">U</p> <hr/> <p>utilize (1) 4:14</p> <hr/> <p style="text-align: center;">V</p> <hr/> <p>various (1) 4:21</p> <hr/> <p style="text-align: center;">W</p> <hr/> <p>want (1) 3:19 way (1) 6:14 Welcome (1) 3:12 WHEREOF (1) 6:16 wish (1) 5:2 wishes (1) 5:5 wishing (1) 3:21</p>	<p>within-entitled (1) 6:10 WITNESS (1) 6:16 written (2) 4:3,5</p> <hr/> <p style="text-align: center;">X</p> <hr/> <p>X (2) 1:2,4</p> <hr/> <p style="text-align: center;">Y</p> <hr/> <p>York (9) 1:7,7 3:16,18 4:10,17,17 6:4,8 Young (1) 1:24 Yvonne (1) 1:17</p> <hr/> <p style="text-align: center;">Z</p> <hr/> <p style="text-align: center;">0</p> <hr/> <p style="text-align: center;">1</p> <hr/> <p>1 (1) 4:12 1-16 (1) 4:16 14th (2) 1:6 6:17</p> <hr/> <p style="text-align: center;">2</p> <hr/> <p>2 (1) 1:6 2:08 (1) 1:8 2:10 (1) 5:12 2017 (2) 1:8 6:17</p> <hr/> <p style="text-align: center;">3</p> <hr/> <p style="text-align: center;">4</p> <hr/> <p style="text-align: center;">5</p> <hr/> <p style="text-align: center;">6</p> <hr/> <p>6 (1) 1:8</p>
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PUBLIC HEARING

FRANCHISE AND CONCESSION REVIEW COMMITTEE

MONDAY, FEBRUARY 6, 2017 @ 2:30 P.M.

2 LAFAYETTE STREET, NEW YORK, NY

NOTE: INDIVIDUALS REQUESTING SIGN LANGUAGE INTERPRETERS SHOULD CONTACT THE MAYOR'S OFFICE OF CONTRACT SERVICES, 253 BROADWAY, 9TH FL., NEW YORK, NEW YORK, N.Y. 10007 (212) 788-7490, NO LATER THAN SEVEN (7) BUSINESS DAYS PRIOR TO THE PUBLIC HEARING. TDD USERS SHOULD CALL VERIZON RELAY SERVICE.

*Franchise and Concession Review Committee Joint Public Hearing
Monday, February 6, 2017 @ 2:30 P.M.*

NEW YORK CITY DEPARTMENT OF PARKS AND RECREATION

No. 1: **IN THE MATTER** of the intent to seek Franchise and Concession Review Committee approval to utilize a different procedure, pursuant to Section 1-16 of the Concession Rules of the City of New York, to authorize the New York City Department of Parks and Recreation (Parks) to enter into a Sole Source License Agreement (Agreement) with the Prospect Park Alliance, Inc. (Licensee) for the operation of various food concessions, special events, short-term facility agreements, and catering services at Prospect Park, Brooklyn. These concessions are to include a snack bar at the Parade Ground; seasonal food truck events in Prospect Park; mobile food units throughout the year throughout Prospect Park; short-term facility agreements for recreational, educational, cultural and other similar parks-appropriate programs and services and catering services at the Audubon Center at the Boathouse and the Picnic House; and other such uses as may be approved in advance in writing by Parks. Additionally, as set forth in the Agreement, Licensee shall collect special event concession fees generated by Third Party Events In lieu of a license fee, Licensee shall use all collected concession fees to offset Licensee's costs of providing management, maintenance, operation and programming services under the Agreement. The term of this Agreement shall commence upon Parks' giving written Notice to Proceed to Licensee and, unless terminated sooner in accordance with this Agreement, shall terminate ten (10) years from the date of execution of a new Maintenance and Operations Agreement (M&O Agreement) to be entered into with Licensee, or the last day of any subsequent renewal periods that are exercised pursuant to this Agreement. Parks, in its sole discretion, shall have the option to renew this Agreement for up to two (2) additional five (5)-year periods, provided that Parks has renewed the M&O Agreement for the same periods. Notwithstanding the foregoing, in no event will the total length of the term of this Agreement, including any renewal periods, exceed the shorter of (i) twenty (20) years; or (ii) the term of the M&O Agreement, including any renewal periods.